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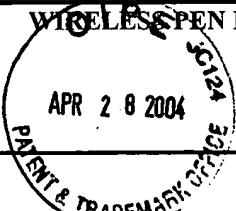
Applicant(s): XYBERNAUT CORPORATION

Docket No.

X0104E

Serial No.  
09/843,423Filing Date  
4/25/01Examiner  
MING-HUN LIUGroup Art Unit  
2675

Invention: WIRELESS PEN INPUT DEVICE

**RECEIVED**

MAY 04 2004

I hereby certify that the following correspondence:

AMENDMENT

Technology Center 2600

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APRIL 27, 2004

(Date)

JAMES J. RALABATE

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

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## AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): XYBERNAUT CORPORATION

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TO THE COMMISSIONER FOR PATENTS:

Technology Center 2600

Transmitted herewith is an amendment in the above-identified application.

- Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.
- A verified statement to establish Small Entity status under 37 CFR 1.27 is enclosed.

The fee has been calculated and is transmitted as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	-	20 =	0	x \$9.00	\$0.00
INDEP. CLAIMS	-	3 =	0	x \$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- No additional fee is required for amendment.
- Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_
- A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-0080
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.



Signature

Dated: APRIL 27, 2004

JAMES J. RALABATE, REG. NO. 19,211  
5792 MAIN STREET  
WILLIAMSVILLE, NY 14221  
(716) 634-2280

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cc:



04-29-04

2675  
4/A  
5-7-04  
NP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Xybernaut Corporation  
Serial Number : 09/843,423  
Filing Date : April 25, 2001  
For : Wireless Pen Input Device  
Examiner/Art Unit : Ming-Hun Liu/2675

**Amendment**

Under Secretary of Commerce for Intellectual property and Director  
Of the United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

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MAY 04 2004

Technology Center 2600

Sir:

This is in response to the Office Action mailed March 30, 2004. Please make the following amendments: